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3 **UNITED STATES BANKRUPTCY COURT**
4 **EASTERN DISTRICT OF CALIFORNIA**
5

6 In re) Case No. 13-21893-E-7
7 STANISLAV LAZUTKINE,) Docket Control No. HLC-9
8 Debtor.)
9 _____)

10 **SUPPLEMENT TO RECORD FOR ORAL FINDINGS OF**
11 **FACT AND CONCLUSIONS OF LAW STATED AT**
12 **MARCH 20, 2017 EVIDENTIARY HEARING**
13 **ON OBJECTION TO JENNY PETTENGILL PROOF OF CLAIM NO. 11**

14 An Evidentiary Hearing on the Objection filed by John Roberts, the Chapter 7 Trustee, to
15 the claim of Jenny Pettengill, Proof of Claim No. 11, filed in the Stanislav Lazutkine bankruptcy
16 case was heard March 20, 2017. At the conclusion of the Evidentiary Hearing, the court stated its
17 findings of fact and conclusions of law orally on the record. Fed. R. Civ. P. 52(a)(1) and Fed. R.
18 Bankr. P. 7052, 9014. The court used two spreadsheets at the hearing in explaining its ruling.
19 Attached hereto and incorporated into the record for the March 20, 2017 Evidentiary Hearing are:
20 Addendum 1:

21 Computation Spread Sheet for the Domestic Support Obligation portion of Proof of Claim
22 No. 11 through the May 2015 payment of \$1,000,000.00 on the claim by Stanislav
23 Lazutkine.

24 Addendum 2:

25 Computation Spread Sheet for the entire obligation of Proof of Claim No. 1 through the May
26 2015 payment of \$1,000,000.00 on the claim by Stanislav Lazutkine.

27 In addition, the court provides the following additional finding in computing the non-
28 Domestic Support Obligation portion of Proof of Claim No. 11, which calculation was not stated on
the record at the Evidentiary Hearing:

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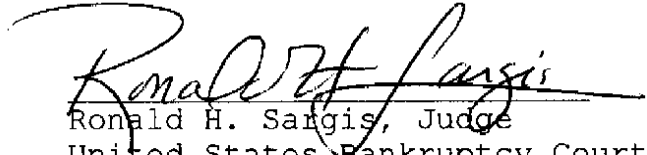
Computation of Interest and Principal Balance for Non-DSO to 2/2013 Bankruptcy Filing by Stanislav Lazutkine				
Monthly Unpaid Principal Obligation	Monthly Interest Accrual	Accrued Interest Total		Number of Months
\$ 7,327.43	\$ 61.06		2010 September	1
\$14,654.86	\$ 122.12	\$ 183.19	October	2
\$21,982.29	\$ 183.19	\$ 366.37	November	3
\$29,309.72	\$ 244.25	\$ 610.62	December	4
\$36,637.15	\$ 305.31	\$ 549.56	2011 January	5
\$43,964.58	\$ 366.37	\$ 915.93	February	6
\$51,292.01	\$ 427.43	\$ 1,343.36	March	7
\$58,619.44	\$ 488.50	\$ 1,831.86	April	8
\$65,946.87	\$ 549.56	\$ 2,381.41	May	9
\$73,274.30	\$ 610.62	\$ 2,992.03	June	10
\$80,601.73	\$ 671.68	\$ 3,663.72	July	11
\$87,929.16	\$ 732.74	\$ 4,396.46	August	12
\$95,256.59	\$ 793.80	\$ 5,190.26	September	13
\$ 102,584.02	\$ 854.87	\$ 6,045.13	October	14
\$ 109,911.45	\$ 915.93	\$ 6,961.06	November	15
\$ 117,238.88	\$ 976.99	\$ 7,938.05	December	16
\$ 124,566.31	\$ 1,038.05	\$ 8,976.10	2012 January	17
\$ 131,893.74	\$ 1,099.11	\$ 10,075.22	February	18
\$ 139,221.17	\$ 1,160.18	\$ 11,235.39	March	19
\$ 146,548.60	\$ 1,221.24	\$ 12,456.63	April	20
\$ 153,876.03	\$ 1,282.30	\$ 13,738.93	May	21
\$ 161,203.46	\$ 1,343.36	\$ 15,082.29	June	22
\$ 168,530.89	\$ 1,404.42	\$ 16,486.72	July	23
\$ 175,858.32	\$ 1,465.49	\$ 17,952.20	August	24
\$ 183,185.75	\$ 1,526.55	\$ 19,478.75	September	25
\$ 188,621.45	\$ 1,571.85	\$ 21,050.60	October Payment Decreased, No Porsche Pmt.	26
\$ 194,057.15	\$ 1,617.14	\$ 22,667.74	November	27
\$ 199,492.85	\$ 1,662.44	\$ 24,330.18	December	28
\$ 214,471.55	\$ 1,787.26	\$ 26,117.44	2013 January	29
\$ 229,450.25	\$ 1,912.09	\$ 28,029.53	February Lazutkine Bankruptcy Filed	30

1 The total prepetition non-Domestic Support Obligation portion of Ms. Pettengill's claim in this
2 bankruptcy case is \$257,479.78.

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4 Dated: March 30, 2017

By the Court

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7 Ronald H. Sargis, Judge
8 United States Bankruptcy Court
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Computation of Actual DSO Support, Maintence, Alimony Payment

Spousal Support	Medical Insuarnce		Total Monthly DSO
\$ 9,000.00	\$ 543.00	=	\$ 9,543.00

Total Pre-Petition Unpaid DSO Obligation, with Interest Through April 2015	\$ 422,277.75
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Total Post-Petition Unpaid DSO Obligation, with Interest Through April 2015 (11 U.S.C. Section 101(14A) post-petition DSO Interest)	\$ 344,947.63
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Attorneys' Fees of \$100,000 and Attorneys' Costs of \$100,000, with Intrest from September 2010 through April 2015 (56 months at \$1,666.66 per month)	\$ 293,333.33
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Total DSO and Attorney's Fees/Costs	\$ 1,060,558.71
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Annual Interest Rate
10.00%

Pre-Petition		Pre-Petition - 35 months	Accrued Balance as of the Month	Monthly Interest on Aggregate Unpaid Principal Balance	Aggregate Accrued Interest From Month 1 to Calculation Month
	2010	Sept	1	\$ 9,543.00	\$ 79.53
		Oct	2	\$ 19,086.00	\$ 159.05
		Nov	3	\$ 28,629.00	\$ 238.58
		Dec	4	\$ 38,172.00	\$ 477.15
	2011	Jan	5	\$ 47,715.00	\$ 318.10
		Feb	6	\$ 57,258.00	\$ 397.63
		March	7	\$ 66,801.00	\$ 477.15
		April	8	\$ 76,344.00	\$ 556.68
		May	9	\$ 85,887.00	\$ 636.20
		June	10	\$ 95,430.00	\$ 715.73
		July	11	\$ 104,973.00	\$ 795.25
		Aug	12	\$ 114,516.00	\$ 874.78
		Sept	13	\$ 124,059.00	\$ 954.30
		Oct	14	\$ 133,602.00	\$ 1,033.83
		Nov	15	\$ 143,145.00	\$ 1,113.35
		Dec	16	\$ 152,688.00	\$ 1,192.88
	2012	Jan	17	\$ 162,231.00	\$ 1,272.40
				\$ 1,351.93	\$ 12,167.33

Total Pre-Petition Monthly DSO Principal Unpaid Total	\$ 286,290.00
Total Interest at 10.00% Interest Rate over 30 Pre-Petition Months period	\$ 36,979.13

Total Pre-Petition Principal and Interest as to Lazutkine February 2013 Bankruptcy	\$ 323,269.13
Additional Interest From September 2010 Through April 2015 Payment of \$1 Million	\$ 99,008.63
	=====
Total Pre-Petition DSO Claim, Plus Interest as of April 2015	\$ 422,277.75

Stanley Luzutkine Chapter 7 Bankruptcy Case Filed
2/13/2013

Post-Petition Stanley Luzukine Chapter 7 Payments Required Under 2011 State Court order in Pettengill v. Luzukine
Monthly Total Payment of \$14,978.70

Post Petition

	2013	March	1		\$ 9,543.00	\$ 79.53	
		April	2		\$ 24,521.70	\$ 204.35	\$ 283.87
		May	3		\$ 39,500.40	\$ 329.17	\$ 613.04
		June	4		\$ 54,475.40	\$ 453.96	\$ 1,067.00
		July	5		\$ 69,450.40	\$ 578.75	\$ 1,645.76
		Aug	6		\$ 14,975.00	\$ 124.79	\$ 1,770.55
		Sept	7		\$ 29,950.00	\$ 249.58	\$ 2,020.13
		Oct	8		\$ 44,925.00	\$ 374.38	\$ 2,394.51
		Nov	9		\$ 59,900.00	\$ 499.17	\$ 2,893.67
		Dec	10		\$ 74,875.00	\$ 623.96	\$ 3,517.63
	2014	Jan	11		\$ 89,850.00	\$ 748.75	\$ 4,266.38
		Feb	12		\$ 104,825.00	\$ 873.54	\$ 5,139.92
		March	13		\$ 119,800.00	\$ 998.33	\$ 6,138.26
		April	14		\$ 134,775.00	\$ 1,123.13	\$ 7,261.38
		May	15		\$ 149,750.00	\$ 1,247.92	\$ 8,509.30
		June	16		\$ 164,725.00	\$ 1,372.71	\$ 9,882.01
		July	17		\$ 179,700.00	\$ 1,497.50	\$ 11,379.51
		Aug	18		\$ 194,675.00	\$ 1,622.29	\$ 13,001.80
		Sept	19		\$ 209,650.00	\$ 1,747.08	\$ 14,748.88
		Oct	20		\$ 224,625.00	\$ 1,871.88	\$ 16,620.76
		Nov	21		\$ 239,600.00	\$ 1,996.67	\$ 18,617.42
		Dec	22		\$ 254,575.00	\$ 2,121.46	\$ 20,738.88
	2015	Jan	23		\$ 269,550.00	\$ 2,246.25	\$ 22,985.13
		Feb	24		\$ 284,525.00	\$ 2,371.04	\$ 25,356.17
		March	25		\$ 299,500.00	\$ 2,495.83	\$ 27,852.01
\$1 Million Payment		April	26		\$ 314,475.00	\$ 2,620.63	\$ 30,472.63

Total Post-Petition Monthly Principal Unpaid Total		\$ 314,475.00
Total Interest at 10.00% Interest Rate over 26 Post-Petition Months Period		\$ 30,472.63
		=====
Total Post-Petition Principal and Interest		\$ 344,947.63

ADDENDUM 2**Computation of Pre- and Post-Petition For All Claims (Domestic Support Obligation and Non-DSO Claims) of Pettengill Proof of Claim Filed in Stanley Lazutkine Bankruptcy Case****Computation of Monthly Payments Owed Pursuant to January 31, 2011****Order in Pettengill v. Lazutkine****Attached to Proof of Claim No. 11 Filed by Pettengill**

For Months September 2010 - September 2012 Monthly Payment Amount	\$ 16,870.43
For Months October 2010 - February 2013 (Filing of Lazutkine Chapter Case) Monthly Payment Amount	\$ 14,978.70

**Total Pre-Petition Unpaid Obligation, with Interest
Through April 2015**

\$ 738,322.67

**Total Post-Petition Unpaid Obligation, with Interest
Through April 2015 (This calculation includes interest
on the Non-Domestic Support Obligation portions of
Proof of Claim No. 11 to demonstrate the maximum
claim with Pettengill Asserts in this Contested Matter)**

\$ 345,174.12

**Attorneys' Fees of \$100,000 and Attorneys' Costs of \$100,000,
with Intrest from September 2010 through April 2015 (56
months at \$1,666.66 per month)**

\$ 293,333.33

Total Obligation as of April 2015 \$1 Million Payment

\$ 1,376,830.12

Annual Interst Rate					10.00%		
Pre-Petition		Pre-Petition - 35 months		Accured Balance as of the Month	Monthly Interest on Aggregate Unpaid Principal Balance	Aggregate Accrued Interest From Month 1 to Calculation Month	
	2010	Sept	1	\$ 16,970.43	\$ 141.42		
		Oct	2	\$ 33,940.86	\$ 282.84	\$ 424.26	
		Nov	3	\$ 50,911.29	\$ 424.26	\$ 848.52	
		Dec	4	\$ 67,881.72	\$ 565.68	\$ 1,414.20	
	2011	Jan	5	\$ 84,852.15	\$ 707.10	\$ 2,121.30	
		Feb	6	\$ 101,822.58	\$ 848.52	\$ 2,969.83	
		March	7	\$ 118,793.01	\$ 989.94	\$ 3,959.77	
		April	8	\$ 135,763.44	\$ 1,131.36	\$ 5,091.13	
		May	9	\$ 152,733.87	\$ 1,272.78	\$ 6,363.91	
		June	10	\$ 169,704.30	\$ 1,414.20	\$ 7,778.11	
		July	11	\$ 186,674.73	\$ 1,555.62	\$ 9,333.74	
		Aug	12	\$ 203,645.16	\$ 1,697.04	\$ 11,030.78	
		Sept	13	\$ 220,615.59	\$ 1,838.46	\$ 12,869.24	
		Oct	14	\$ 237,586.02	\$ 1,979.88	\$ 14,849.13	
		Nov	15	\$ 254,556.45	\$ 2,121.30	\$ 16,970.43	
		Dec	16	\$ 271,526.88	\$ 2,262.72	\$ 19,233.15	
	2012	Jan	17	\$ 288,497.31	\$ 2,404.14	\$ 21,637.30	

Total Pre-Petition Monthly Principal Unpaid Total	\$ 499,150.55
Total Interest at 10.00% Interest Rate over 30 Pre-Petition Months period	\$ 65,511.42

Total Pre-Petition Principal and Interest as to Lazutkine September 2010 Bankruptcy	\$ 564,661.97
Additional Interest From September 2010 Through April 2015 Payment of \$1 Million	\$ 173,660.71
	=====
Total Pre-Petition Claim, Plus Interest as of April 2015	\$ 738,322.67

Post-Petition Stanley Luzukine Chapter 7 Payments Required Under 2011 State Court Order in Pettengill v. Luzukine
Monthly Total Payment of \$14,978.70

Post Petition

	2013	March	1		\$ 14,978.70	\$ 124.82	
		April	2		\$ 29,957.40	\$ 249.65	\$ 374.47
		May	3		\$ 44,936.10	\$ 374.47	\$ 748.94
		June	4		\$ 59,911.10	\$ 499.26	\$ 1,248.19
		July	5		\$ 74,886.10	\$ 624.05	\$ 1,872.25
		Aug	6		\$ 14,975.00	\$ 124.79	\$ 1,997.04
		Sept	7		\$ 29,950.00	\$ 249.58	\$ 2,246.62
		Oct	8		\$ 44,925.00	\$ 374.38	\$ 2,621.00
		Nov	9		\$ 59,900.00	\$ 499.17	\$ 3,120.16
		Dec	10		\$ 74,875.00	\$ 623.96	\$ 3,744.12
	2014	Jan	11		\$ 89,850.00	\$ 748.75	\$ 4,492.87
		Feb	12		\$ 104,825.00	\$ 873.54	\$ 5,366.41
		March	13		\$ 119,800.00	\$ 998.33	\$ 6,364.75
		April	14		\$ 134,775.00	\$ 1,123.13	\$ 7,487.87
		May	15		\$ 149,750.00	\$ 1,247.92	\$ 8,735.79
		June	16		\$ 164,725.00	\$ 1,372.71	\$ 10,108.50
		July	17		\$ 179,700.00	\$ 1,497.50	\$ 11,606.00
		Aug	18		\$ 194,675.00	\$ 1,622.29	\$ 13,228.29
		Sept	19		\$ 209,650.00	\$ 1,747.08	\$ 14,975.37
		Oct	20		\$ 224,625.00	\$ 1,871.88	\$ 16,847.25
		Nov	21		\$ 239,600.00	\$ 1,996.67	\$ 18,843.91
		Dec	22		\$ 254,575.00	\$ 2,121.46	\$ 20,965.37
	2015	Jan	23		\$ 269,550.00	\$ 2,246.25	\$ 23,211.62
		Feb	24		\$ 284,525.00	\$ 2,371.04	\$ 25,582.66
		March	25		\$ 299,500.00	\$ 2,495.83	\$ 28,078.50
\$1 Million Payment		April	26		\$ 314,475.00	\$ 2,620.63	\$ 30,699.12

Total Post-Petition Monthly Principal Unpaid Total		\$ 314,475.00
Total Interest at 10.00% Interest Rate over 26 Post-Petition Months Period		\$ 30,699.12
		=====
Total Post-Petition Principal and		\$ 345,174.12

Instructions to Clerk of Court

Service List - Not Part of Order/Judgment

The Clerk of Court is instructed to send the Order/Judgment or other court generated document transmitted herewith *to the parties below*. The Clerk of Court will send the document via the BNC or, if checked _____, via the U.S. mail.

Debtor(s)	Attorney for the Debtor(s) (if any)
Bankruptcy Trustee (if appointed in the case)	Office of the U.S. Trustee Robert T. Matsui United States Courthouse 501 I Street, Room 7-500 Sacramento, CA 95814
George C. Hollister 655 University Avenue, #200 Sacramento, CA 95835	Richard A. Hall P.O. Box 237 Auburn, CA 95604